

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2004-263-T - ORDER NO. 2005-542
OCTOBER 3, 2005

IN RE: Application of Patricia O'Neil DBA McClain)	ORDER GRANTING
Moving, 4 Carriage Lane, Suite 206,)	NAME CHANGE AND
Charleston, South Carolina 29407 (Mailing)	DENYING RATE
Address: Post Office Box 71494, North)	INCREASE REQUEST
Charleston, South Carolina 29415) (District 6))	
to Amend Class E Certificate of Public)	
Convenience and Necessity No. 9067.)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Application of Patricia O'Neil DBA McClain Moving (O'Neil or the Company) for an Amendment of the Company's Class E Certificate of Public Convenience and Necessity which would change the name on said Certificate to read McClain Moving, LLC, along with a rate increase request. Because of the reasoning stated below, we approve the amendment to the Certificate, and, therefore, the name change, but we deny the rate increase request.

Pursuant to the instructions of the Commission's Docketing Department, the Company published a Notice of Filing one time in a newspaper of general circulation. No Protests or Petitions to Intervene were filed.

A hearing was held on the Application before the Commission on September 15, 2005, with the Honorable Randy Mitchell, presiding. Patricia O'Neil appeared pro se. The Office of Regulatory Staff (ORS) was represented by Shannon B. Hudson. Ms.

O'Neil testified on her own behalf. ORS presented the testimony of James "Jimmy" St. Jean and L. George Parker, Jr.

Ms. O'Neil testified that she had changed the name of her Company to McClain Moving, LLC. Ms. O'Neil described the operations of her Company, and stated that she had 25 years experience in the moving business. Ms. O'Neil discussed briefly the Company's need for a rate increase.

The Office of Regulatory Staff presented James "Jimmy" St. Jean, an ORS Audit Department accountant. St. Jean stated that Ms. O'Neil had failed to provide supporting documents for the requested rate increase, so it was indeterminate as to whether or not a rate increase was justified. L. George Parker of the ORS Transportation Department also testified. Parker stated that Ms. O'Neil had not furnished evidence of updated liability insurance as of the time of the hearing. Ms. O'Neil stated that she had already updated and provided proof of insurance and would furnish evidence of same as a late-filed exhibit. At the close of the hearing, counsel for ORS stated that Ms. O'Neil had not provided the necessary documentation to prove her case, and that both the name change and the rate increase should be denied.

After a full review of the evidence in this case, we grant the proposed name change and, accordingly, amend the Certificate. Sufficient information was provided to rule positively on this point. However, Ms. O'Neil failed to meet her burden of proof on the rate increase, and it must therefore be denied. Ms. O'Neil failed to show this Commission why a rate increase for her Company was justified. We would state that Ms. O'Neil did furnish a late-filed exhibit showing that she had the updated insurance as she

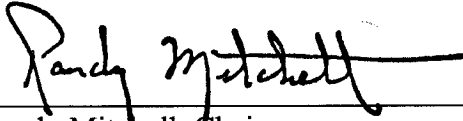
had stated, however, she did not justify her Company's need for a rate increase.

Accordingly,

IT IS ORDERED:

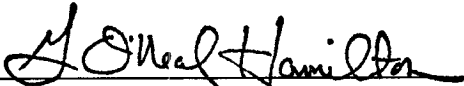
1. That the name change request from Patricia O'Neil DBA McClain Moving to McClain Moving, LLC is hereby granted.
2. That the rate increase request is denied.
3. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



Randy Mitchell, Chairman

ATTEST:



G. O'Neal Hamilton, Vice-Chairman

(SEAL)